UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

FILED

JAN 29 2018

MOLLY C. DWYER, CLERK U.S. COURT OF APPEALS

JOSEPH R. BANISTER,

No. 16-15813

Plaintiff - Appellant,

D.C. No. 3:12-ev-00637-MMD-VPC

U.S. District Court for Nevada, Reno

V.

UNITED STATES OF AMERICA,

MANDATE

Defendant - Appellee.

The judgment of this Court, entered December 06, 2017, takes effect this date.

This constitutes the formal mandate of this Court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure.

FOR THE COURT:

MOLLY C. DWYER CLERK OF COURT

By: Craig Westbrooke Deputy Clerk Ninth Circuit Rule 27-7